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PATENT

Practitioner's Docket No.: 892\_013

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re the application of: Tateo UEGAKI

Ser. No.: 09/753,241

2005 APR 22 PM 3:43

Filed: December 29, 2000

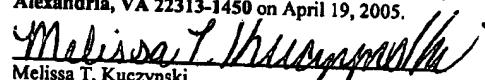
Group Art Unit: 3629

Title: PROCESS CONTROL SYSTEM AND COMPUTER READABLE STORAGE MEDIUM  
FOR STORING PROCESS CONTROL PROGRAM

Examiner: Michael J. Fisher

Mail Stop 16  
Director of the U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail addressed to Mail Stop 16, Director of the U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, VA 22313-1450 on April 19, 2005.

  
Melissa T. Kuczynski

**REQUEST FOR REFUND  
(IMPROPER CHARGE OF DEPOSIT ACCOUNT)**

Sir:

**Refund Request**

This is a request for a refund, with respect to the charge to Deposit Account 50-1446, shown on the statement dated April 2005, for the above-identified application.

A copy of the monthly statement, in which the error referred to occurs, accompanies this request.

**Fees Charged for Which Refund Is Requested**

	Amount of Refund
<input type="checkbox"/> Filing fee	<hr/>
<input type="checkbox"/> Excess claims	<hr/>
<input type="checkbox"/> Claims in Excess of 20	<hr/>
<input type="checkbox"/> Surcharge for filing the basic filing fee on a date later than the filing date of the application (37 CFR 1.16(e))	<hr/>
and/or	<hr/>
<input type="checkbox"/> Extension of term	<hr/>
<input type="checkbox"/> first month	<hr/>
<input type="checkbox"/> second month	<hr/>

- 2 -

Petition fee  
 Other One-Half of Extension of Time Fee for One Month 60.00

**Explanation of Why Contested Charge is in Error**

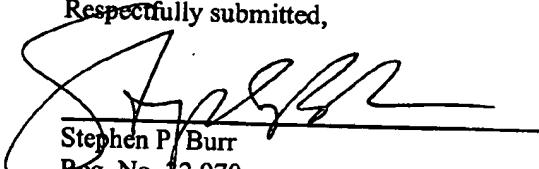
On April 1, 2005, Applicant's undersigned representative filed an Amendment with Petition for Extension of Time (1 month). On the Patent Amendment Transmittal form (a copy of which is attached hereto for your reference), it clearly shows that Applicant claims small entity status, and as such, only one-half of the fee is due. Therefore, Applicant's representative's Deposit Account should only have been charged \$60.00, but the PTO charged the Deposit Account \$120.00 on April 15, 2005. As the \$120.00 charge is erroneous, I hereby request that \$60.00 be refunded to Applicant's undersigned representative's Deposit Account.

**MANNER OF REFUND**

Please make refund by

crediting Deposit Account No. 50-1446.  
 refunding payment.

Respectfully submitted,

  
Stephen P. Burr  
Reg. No. 32,970

April 19, 2005

Date

SPB/mtk

BURR & BROWN  
P.O. Box 7068  
Syracuse, NY 13261-7068

Customer No.: 25191  
Telephone: (315) 233-8300  
Facsimile: (315) 233-8320



United States  
Patent and  
Trademark Office

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Deposit Account Statement

Requested Statement Month:

April 2005

Deposit Account Number:

501446

Name:

BURR & BROWN

Attention:

STEPHEN P BURR

Address:

P.O. BOX 7068

City:

SYRACUSE

State:

NY

Zip:

13202

Country:

UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
04/05	1	10231736	791_100 CON	1251	\$120.00	\$21,088.00
04/05	2	10231736	791_100 CON	1801	\$790.00	\$20,298.00
04/06	1	10122658	789_053 DIV	1251	\$120.00	\$20,178.00
04/07	1	09928523	782-181	1801	\$790.00	\$19,388.00
04/07	2	09928523	782-181	1251	\$120.00	\$19,268.00
04/08	151	60636775	911_023	8021	\$80.00	\$19,188.00
04/11	1	10753201	791_232	1251	\$120.00	\$19,068.00
04/11	2	10753201	791_232	1801	\$790.00	\$18,278.00
04/12	221	78606126	835_020	7001	\$975.00	\$17,303.00
04/13	8	10724522	830_009	2253	\$510.00	\$16,793.00
04/13	13	10959420		9204	-\$40.00	\$16,833.00
04/14	16	11005095		1202	\$50.00	\$16,783.00
04/14	522	PCT/US05/11930	851_017 WO	1703	\$14.00	\$16,769.00
04/14	524	PCT/US05/11930	851_017 WO	8007	\$20.00	\$16,749.00
04/14	525	PCT/US05/11930	851_017 WO	8021	\$40.00	\$16,709.00
04/15	5	09753241	892 013	1251	\$120.00	\$16,589.00
04/18	2	10770367	811-041	1201	\$200.00	\$16,389.00

START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE
\$21,208.00	\$4,859.00	\$40.00	\$16,389.00

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**PATENT AMENDMENT TRANSMITTAL**

(Provisions of 37 CFR 1.136 Apply)

Application Number	09/753,241	Filing Date	December 29, 2000
Group Art Unit	3629	Examiner Name	Michael J. Fisher
Confirmation No.	8615	Attorney Docket No.	892_013
Inventor(s)	Tateo UEGAKI		
Invention:	PROCESS CONTROL SYSTEM AND COMPUTER READABLE STORAGE MEDIUM FOR STORING PROCESS CONTROL PROGRAM		

Transmitted herewith is an Amendment in the above-identified application. The fee has been calculated as follows:

**CLAIMS AS AMENDED**

(1)	(2) Claims Remaining After Amendment	(3)	(4) Highest Number Previously Paid	(5) No. of Extra Claims Present	(6) Rate (Large Entity)	(7) Additional Fee
TOTAL CLAIMS	9	MINUS	20		\$50.00	\$00.00
INDEP. CLAIMS	2	MINUS	3		\$200.00	\$00.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						\$00.00

**EXTENSION OF TERM**

- Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.
- This is a request under the provisions of 37 CFR 1.136(a) to extend the period for filing a reply in the above-identified application. The requested extension and appropriate non-small entity fee are as follows:

<input checked="" type="checkbox"/> One Month (37 CFR 1.17(a)(1)) .....	\$120.00	\$120.00
<input type="checkbox"/> Two Month (37 CFR 1.17(a)(2)) .....	\$450.00	
<input type="checkbox"/> Three Month (37 CFR 1.17(a)(3)) .....	\$1,020.00	

**TOTAL FEES DUE**

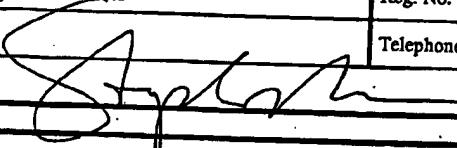
\$120.00

<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:	\$60.00
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**FEE PAYMENT**

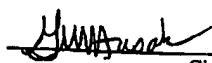
- No additional fee is required.
- A check in the amount of \$ \_\_\_\_\_ is enclosed.
- Charge Deposit Account 50-1446 in the amount of \$60.00. Enclosed is a duplicate copy of this sheet.
- Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

Submitted By:

Name (Print Type)	Stephen P. Burr	Reg. No.	32,970	Customer No.	025191
Signature		Telephone	(315) 233-8300	Facsimile	(315) 233-8320
				Date	April 1, 2005

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on April 1, 2005 at 703/872-9306.



Gina M. Husak

**COPY**

**PATENT AMENDMENT TRANSMITTAL**

(Provisions of 37 CFR 1.136 Apply)

Application Number	09/753,241	Filing Date	December 29, 2000
Cross Ref. No.	3629	Examiner Name	Michael J. Fisher
Confirmation No.	8615	Attorney Docket No.	892_013
Inventor(s)	Tateo UEGAKI		
Inventor:	PROCESS CONTROL SYSTEM AND COMPUTER READABLE STORAGE MEDIUM FOR STORING PROCESS CONTROL PROGRAM		

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INDEP. CLAIMS	2	MINUS	3		\$200.00	\$00.00
<b>TOTAL ADDITIONAL FEE FOR THIS AMENDMENT</b>						<b>\$00.00</b>

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<input type="checkbox"/> Two Month (37 CFR 1.17(a)(2)) .....	\$450.00	
<input type="checkbox"/> Three Month (37 CFR 1.17(a)(3)) .....	\$1,020.00	

**TOTAL FEES DUE** \$120.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee amount is reduced by one-half, and the resulting fee is:

**FEES PAYMENT**

No additional fee is required.

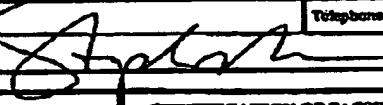
A check in the amount of \$ \_\_\_\_\_ is enclosed.

Charge Deposit Account 50-1446 in the amount of \$360.00. Enclosed is a duplicate copy of this sheet.

Please charge any fees which may be required, or credit any overpayment, to Deposit Account 50-1446.

4/15/2005 SMORELAN 00000004 501446 09753241

01 FC:1251

Submitted By:	Stephen P. Hunt				
Name (First/Last)	Reg. No.	32,970	Customer No.	025191	
	Telephone	(315) 233-8300	Fax/Email	(315) 233-8320	
Signature				Date	April 1, 2005

**CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on April 1, 2005 at 703/672-9304.



Gina M. Rosak

PAGE 270 "RCVD AT 4/1/2005 10:12:45 AM [Eastern Standard Time]" "SRC/CUSPTO-EF/XRF-1/2" "DHSID:J723036" "CSD:V3152338328" "DURATION (min:ss):02:46"

Adjustment date: 06/10/2005 SDIRETAA  
 04/15/2005 SMORELAN 00000004 501446 09753241  
 01 FC:1251 120.00 CR

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09753241 06/10/2005 SDIRETAA 00000005 501446

01 FC:2251 60.00 DA